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ARIZONA CORPORATION COMMISSION
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10 Attorneys for Respondents: Arizona Gold
11 Processing, LLC, an Arizona limited liability
12 company; AZGO, LLC, an Arizona limited
13 liability company; and Charles L. Robertson, an
14 individual

13 **BEFORE THE ARIZONA CORPORATION COMMISSION**

15 In the matter of:

16 ARIZONA GOLD PROCESSING,
17 LLC, an Arizona limited liability
18 company,

19 AZGO, LLC, an Arizona limited
20 liability company,

21 and

21 CHARLES L. ROBERTSON, a
22 married man

23 Respondents.

DOCKET NO. S-20846A-12-0135

**MOTION TO CONTINUE HEARING
CURRENTLY SET FOR OCTOBER 9,
2012**

24 Respondents in the above-captioned matter hereby request a continuance of the
25 Hearing that was set in this matter for October 9, 2012. It is essential to Respondents'
26 defense that Patrick Hayes, PhD attend the Hearing and be permitted to testify in

1 Respondents' behalf. Respondents have just learned of an urgent matter that requires Dr.
2 Hayes to be in the People's Republic of China during most of the month of October
3 2012, including the date(s) for which the Hearing in this matter had been set. *See* the
4 attached letter from Patrick Hayes, PhD, dated September 12, 2012.

5 Dr. Patrick Hayes is the sole expert with regard to the gold and silver processing
6 equipment that has been purchased and is currently being operated by Arizona Gold
7 Processing, LLC. In addition to possessing exclusive technical knowledge and expertise
8 concerning the subject processes and equipment, Dr. Hayes is Chief Executive Officer of
9 WTF Asia International Ltd., which manufactured the subject equipment. In his role as
10 CEO of the equipment manufacturer, Dr. Hayes has proprietary knowledge regarding the
11 economics of the precious metals extraction and refining business--knowledge that
12 Respondents cannot obtain from any other person, which is essential to Respondents'
13 response to the allegations made by the Securities Division.

14 Arizona Gold Processing LLC was formed to provide efficient and cost effective
15 ore processing services for local gold and silver placer mines. To accomplish this, the
16 Company intended to acquire, and (using the proceeds from its recent private securities
17 offering) recently has acquired, equipment and machinery that utilizes the latest advances
18 in gold and silver ore processing technologies--using a process called "electrostatic
19 separation."

20 The electrostatic separation process allows gold and silver to be extracted at
21 microscopic levels and is described in a more detailed manner--in Arizona Gold
22 Processing's original private placement memorandum--as follows:

23 Electrostatic separators use the charging and de-charging of
24 particles for the selective separation of conductive and non-
25 conductive materials. Separation occurs when the different
26 product components of the product feed lose their charge at
different speeds. The ore mixture to be separated is fed onto

1 a rotating drum with vibratory feeder and is then
2 electrostatically charged using high voltages. As a result of
3 this charging, the particles "stick" to the drum's surface due
4 to electrostatic effects. With the rotation of the separation
5 drum the particles are then taken out of the electrostatic field
6 and are discharged. Metallic particles, such as gold and other
7 precious metals, lose their charge very quickly and fall off the
separation drum. The resulting "super concentrated" dried
ore can then be delivered to a refinery to be efficiently refined
into gold and silver bullion.

8 The Securities Division claims that the electrostatic separation process is not
9 technically possible, *see* Temporary Order to Cease and Desist and Notice of
10 Opportunity for Hearing, and the Division intends to call witnesses to try to support its
11 attack on the technical capabilities of Respondents' claims. *See* Securities Divisions'
12 Preliminary List of Witnesses, August 31, 2012. Indeed, the Securities Division itself
13 has notified Respondents that it intends to call Dr. Hayes to testify at the Hearing.

14 It is anticipated that Dr. Hayes will testify that the science behind his company's
15 electrostatic separation equipment is sound and that operation of the equipment is
16 economically feasible; and therefore, that representations made by any or all of
17 Respondents with regard the Arizona Gold Processing, LLC's business were not
18 fraudulent.

19 It is crystal clear that Dr. Hayes' presence and testimony at the Hearing is not only
20 highly relevant, it is necessary and crucial to any determination of whether Respondents
21 violated applicable securities laws. Therefore, Respondents respectfully request that the
22 October 9, 2012 Hearing be reset and continued until after Dr. Hayes has returned from
23 China.

24 ///

25 ///

26 ///

1 RESPECTFULLY SUBMITTED this 20th day of September, 2012.

2 THEOBALD LAW, PLC

3
4 By 

5 Scott M. Theobald
6 Mark A. Nickel
7 Attorneys for Respondents and on
8 behalf of Darin H. Mangum

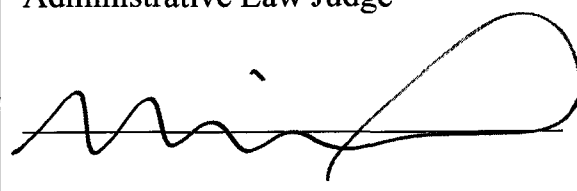
9 ORIGINAL and thirteen (13) copies of the
10 foregoing filed this 20th day of September, 2012 with:

11 Arizona Corporation Commission
12 Docket Control
13 1200 West Washington Street
14 Phoenix, Arizona 85007

15 COPY of the foregoing emailed
16 this 20th day of September, 2012 to:

17 Wendy L. Coy, Esq.
18 Arizona Corporation Commission
19 Securities Division
20 1300 West Washington Street, 3rd Floor
21 Phoenix, Arizona 85007

22 COPY of the foregoing delivered
23 this 20th day of September, 2012 to:

24 Marc E. Stern
25 Administrative Law Judge
26 



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September 12, 2012

TO WHOM IT MAY CONCERN:

I will be returning to China on the 24th of September to take care of renewing my Resident Permit and Work Permit. This will require one week for each to be accomplished but the week of October 1st will start the Chinese National Holiday which last 7 days. This means that I will have to wait till after this holiday in order to get my Resident Permit. The process for the Resident Permit is intensive and may delay my return up to 20 days. My plans are to be back by the 21st of October if all goes well.

Regards,


Dr. Patrick Hayes (PhD.)

CEO



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